

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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MARY CATHERINE VAN BORTEL a/k/a KITTY  
VAN BORTEL, and HOWARD G. VAN  
BORTEL,

Plaintiffs,

- against -

FORD MOTOR COMPANY,

Defendant.

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**NOTICE OF MOTION**

Index No. 21-cv-6739 (DGL)

ORAL ARGUMENT REQUESTED

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law, Declaration, and Exhibits, in Support of Defendant Ford Motor Company's pre-answer Motion to Dismiss, defendant FORD MOTOR COMPANY, a corporation, will move this Court at the United States Courthouse, 445 Broadway, Rochester, New York, on a date to be determined by the Court, for an order, pursuant to Fed. R. Civ. P. 12(b)(6), dismissing with prejudice the Amended Complaint against Ford Motor Company.

PLEASE TAKE NOTICE that, the Court has approved the following briefing schedule (see ECF Docket No.7 Text Order):

- Plaintiffs Opposition to be filed by March 3, 2022;
- Ford's Reply Brief to be filed by March 17, 2022; and
- Thereafter, the Court will review the papers to determine if argument is required.

Dated: New York, New York  
February 3, 2022

*Peter J. Fazio*

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BY: Peter J. Fazio, Esq.  
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To: All Parties VIA ECF